

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
 Marathon Asset Management, LP

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
 George W. Shuster, Jr., Christopher J. Bouchoux, WILMER CUTLER
 PICKERING HALE AND DORR LLP, 7 World Trade Center, 250 Greenwich
 Street, New York, NY 10007, 212-230-8000

DEFENDANTS
 Wilmington Trust, N.A., as Administrative Agent and Collateral Agent; Angelo Gordon & Co., LP; Apollo Advisors VII, L.P.; Brookfield Asset Management Private Institutional Capital Adviser (Canada), L.P.

**CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)**

28 U.S.C. § 1452. This case concerns a dispute arising in and arising under title 11 and related to a case under title 11.

 Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

 If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

	TORTS		ACTIONS UNDER STATUTES	
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	BANKRUPTCY	OTHER STATUTES
[] 110 INSURANCE	[] 310 AIRPLANE	[] 367 HEALTHCARE/	[] 422 APPEAL	[] 375 FALSE CLAIMS
[] 120 MARINE	[] 315 AIRPLANE PRODUCT	PHARMACEUTICAL PERSONAL	28 USC 158	[] 400 STATE
[] 130 MILLER ACT	LIABILITY	INJURY/PRODUCT LIABILITY	[] 423 WITHDRAWAL	REAPPOINTMENT
[] 140 NEGOTIABLE INSTRUMENT	[] 320 ASSAULT, LIBEL & SLANDER	[] 365 PERSONAL INJURY	28 USC 881	[] 410 ANTITRUST
[] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[] 330 FEDERAL EMPLOYERS' LIABILITY	PRODUCT LIABILITY	[] 690 OTHER	[] 430 BANKS & BANKING
[] 151 MEDICARE ACT	[] 340 MARINE	[] 368 ASBESTOS PERSONAL INJURY		[] 450 COMMERCE
[] 152 RECOVERY OF DEFECTUALD STUDENT LOANS (EXCL VETERANS)	[] 345 MARINE PRODUCT LIABILITY	PRODUCT LIABILITY		[] 460 DEPORTATION
[] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[] 350 MOTOR VEHICLE	[] 370 OTHER FRAUD		[] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)
[] 160 STOCKHOLDERS SUITS	[] 355 MOTOR VEHICLE PRODUCT LIABILITY	[] 371 TRUTH IN LENDING		[] 480 CONSUMER CREDIT
[] 190 OTHER CONTRACT CONTRACT PRODUCT LIABILITY				[] 490 CABLE/SATELLITE TV
[] 195 FRANCHISE				
REAL PROPERTY	ACTIONS UNDER STATUTES		SOCIAL SECURITY	850 SECURITIES/ COMMODITIES/ EXCHANGE
[] 210 LAND CONDEMNATION	[] 440 OTHER CIVIL RIGHTS (Non-Prisoner)	[] 380 OTHER PERSONAL INJURY	[] 861 HIA (1395ff)	
[] 220 FORECLOSURE		PROPERTY DAMAGE	[] 862 BLACK LUNG (923)	
[] 230 RENT LEASE & EJECTMENT		[] 385 PROPERTY DAMAGE	[] 863 DIWC/DIWV (405(g))	
[] 240 TORTS TO LAND		PRODUCT LIABILITY	[] 864 SSID TITLE XVI	
[] 245 TORT PRODUCT LIABILITY			[] 865 RSI (405(g))	[] 890 OTHER STATUTORY ACTIONS
[] 290 ALL OTHER REAL PROPERTY				[] 891 AGRICULTURAL ACTS
			FEDERAL TAX SUITS	
			[] 870 TAXES (U.S. Plaintiff or Defendant)	[] 893 ENVIRONMENTAL MATTERS
			[] 871 IRS-THIRD PARTY	[] 895 FREEDOM OF INFORMATION ACT
			26 USC 7609	[] 896 ARBITRATION
				[] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OF APPEAL OF AGENCY DECISION
				[] 950 CONSTITUTIONALITY (STATE STATUTES)

Check if demanded in complaint:

 CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

 Check YES only if demanded in complaint
 JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32)

(PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 1 Original Proceeding	<input checked="" type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge Judgment
<input checked="" type="checkbox"/> a. all parties represented						
<input type="checkbox"/> b. At least one party is pro se.						

(PLACE AN X IN ONE BOX ONLY)

1 U.S. PLAINTIFF 2 U.S. DEFENDANT 3 FEDERAL QUESTION 4 DIVERSITY
(U.S. NOT A PARTY)

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 1	DEF <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF <input type="checkbox"/> 3 <input checked="" type="checkbox"/> 3 <input type="checkbox"/> 3	DEF <input type="checkbox"/> 3 <input checked="" type="checkbox"/> 3 <input type="checkbox"/> 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF <input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5 <input type="checkbox"/> 5	DEF <input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5 <input type="checkbox"/> 5
CITIZEN OF ANOTHER STATE	<input type="checkbox"/> 2	<input checked="" type="checkbox"/> 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	<input type="checkbox"/> 4 <input checked="" type="checkbox"/> 4 <input type="checkbox"/> 4	<input type="checkbox"/> 4 <input checked="" type="checkbox"/> 4 <input type="checkbox"/> 4	FOREIGN NATION	<input type="checkbox"/> 6	<input checked="" type="checkbox"/> 6 <input type="checkbox"/> 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Marathon Asset Management, LP, One Bryant Park, 38th Floor, New York, NY 10036 (New York County)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

(See Attached Rider)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
(DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 6/17/2015 SIGNATURE OF ATTORNEY OF RECORD 

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
 YES (DATE ADMITTED Mo. 04 Yr. 1986)
 Attorney Bar Code # JR9739

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

CIVIL COVER SHEET RIDER

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